

REMARKS

Claims 61, 62, and 64-73 are pending in the present application.

Claims 1-60 and 63 are canceled. Claims 60 and 63 are canceled with this Amendment.

Claim 61 is amended to recite an apparatus which includes a metal plating bath with certain additive consumption inhibiting compounds. Claim 61 also is amended by deleting the cyclic compounds from the list of additive consumption inhibiting compounds.

Claims 64-68 and 71-73 are amended to change their dependency from claim 60 to claim 61 in view of the cancellation of claim 60.

Claim 72 is further amended by deleting the expression "and the like" from the claim.

Claims 61, 63-64 and 72 are rejected under 35 U.S.C. §112, second paragraph, as allegedly indefinite for failing to particularly point out and distinctly claim the invention.

Claim 61 is amended by deleting the expression "the additive consumption inhibiting compound", and claim 72 is amended by deleting the expression "and the like".

Applicants respectfully request withdrawal of the rejection of claims 61, 63-64 and 72 under 35 U.S.C. §112, second paragraph, as allegedly indefinite.

Claims 60-63, 66-67 and 72-73 are rejected under 35 U.S.C. §102(b) as allegedly anticipated by U.S. 4,891,069 to Holtzman et al. Applicants respectfully traverse this rejection.

Claim 60 is canceled. Accordingly, the rejection with respect to claim 60 is moot.

Holtzman et al. do not teach the additive consumption inhibiting alcohols as recited in amended claim 61. Accordingly, Holtzman et al. do not teach each and every element recited in present claim 61.

Applicants respectfully request withdrawal of the rejection of claims 61-63, 66-67 and 72-73 under 35 U.S.C. §102(b) as allegedly anticipated by U.S. 4,891,069 to Holtzman et al.

Claim 64 is rejected under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. 4,891,069 to Holtzman et al. Applicants respectfully traverse this rejection.

Claim 64 depends directly from amended claim 61. Amended claim 61 is patentable over Holtzman et al. for the reasons discussed above. Accordingly, claim 64 is patentable over Holtzman et al.

Applicants respectfully request withdrawal of the rejection of claim 64 under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. 4,891,069 to Holtzman et al.

Claims 65 and 68-71 are rejected under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. 4,891,069 to Holtzman et al. in view of U.S. 4,469,564 to Okinaka et al. Applicants respectfully traverse this rejection.

Claims 65 and 68-71 depend directly or indirectly from claim 61. Accordingly, claims 65 and 68-71 are patentable over Holtzman et al. for the same reasons as claim 61, as discussed above.

Okinaka et al. do not make up for the deficiencies of Holtzman et al. Okinaka et al. do not teach or suggest the additive consumption inhibiting alcohols as recited in present claim 61.

Applicants respectfully request withdrawal of the rejection of claims 65 and 68-71 under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. 4,891,069 to Holtzman et al. in view of U.S. 4,469,564 to Okinaka et al.

Claims 60-73 are provisionally rejected on the grounds of non-statutory obviousness-type double patenting as allegedly unpatentable over claims 52-64 of co-pending application No. 10/720,647.

Although applicants disagree with the Office Action's allegation, Applicants enclose a terminal disclaimer in order to expedite allowance of the present application.

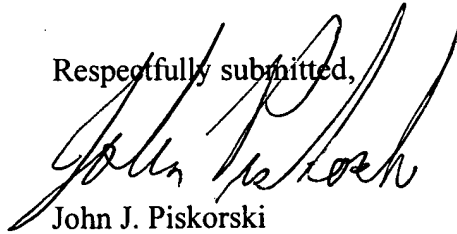
Applicants respectfully request withdrawal of the provisional rejection of claims 60-73 under non-statutory obviousness double patenting.

In view of the foregoing amendments and remarks, Applicants respectfully request withdrawal of the rejection of the claims and allowance of the above-identified patent application.

Should the Examiner have any questions concerning this response or this application, or should he believe this application is for any reason not yet in condition for allowance, he is

respectfully requested to telephone the undersigned at the number set forth below to expedite allowance of this application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John J. Piskorski", written over the typed name.

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